UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

UNITED STATES OF AMERICA	*	
V.	*	**Cr. No. JFM-13-682**
BRIAN SHREEVES	*	
Defendants	*	

For: BRIAN SHREEVES

MOTION TO SUPPRESS STATEMENTS

Brian Shreeves, one of the defendants herein, by and through his attorney, Richard Bardos, Of Counsel, Schulman, Hershfield & Gilden, P.A. hereby moves this Honorable Court to suppress all evidence obtained during an interview of the defendant on December 13, 2013, as well as all evidence obtained using any information obtained in such interview, said statements of the defendant were obtained in violation of Defendant's right against self-incrimination as guaranteed by the Fifth Amendment, his right to counsel as guaranteed by the Sixth Amendment, and his Fifth Amendment due process rights. In support of this Motion, the defendant states:

1. On December 13, 2013, Mr. Shreeves was scheduled to attend at Citizenship and Immigration Services hearing at 31 Hopkins Plaza in Baltimore. After an extensive and emotionally draining hearing that would have a direct impact on whether he would be permitted to stay in the country and ever see his child, Mr. Shreeves, upon his exit from the hearing room, was immediately arrested and placed in handcuffs.

2. Mr. Shreeves was promptly taken out of the immigration office and moved to a government vehicle in the basement of the building. He did not have counsel. Mr. Shreeves was questioned by the arresting agents. He signed a waiver of rights but in

light of his emotional state, did not read or understand what he signed. No oral warnings were given to him. His alleged waiver of his rights was under duress and not knowing and voluntary.

3. Any statements made by Mr. Shreeves were made involuntarily and in violation of his Fifth and Sixth Amendment rights.

4. Should the Court find in favor of the defendant with regard to the legality of statements obtained, any and all evidence obtained subsequent to and as a result of these statements should also be suppressed for the same reasons. *Wong-Sun v. United States*, 371 U.S. 471 (1963).

5. And for further grounds as supplied in additional pleadings.

WHEREFORE, Mr. Shreeves moves that all statements, admissions and confessions obtained on December 13, 2013, which the government proposes to use as evidence against him, whether oral, written or otherwise recorded, be suppressed.

REQUEST FOR HEARING

Pursuant to Rule 105.6 of the Local Rules of the United States District Court for the District of Maryland, a hearing is requested on the Defendant's Motion.

Respectfully submitted,

__________/s/__________________

Richard Bardos, Of Counsel
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POINTS AND AUTHORITIES

1. Miranda v. Arizona, 384 U.S. 436 (1966).

2. United States v. Inman, 352 F.2d 954 (4th Cir. 1965).

______/s/____________________________
Richard Bardos

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this _1st___ of May, 2014, a copy of the foregoing Motion to Suppress Statements was served electronically to: Office of the United States Attorney, 36 South Charles Street, Fourth Floor, Baltimore, Maryland 21201 by electronic filing with the Court's ECM system.

__________/s/___________________
Richard Bardos